IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CONTEMPT PETITION NO.90 OF 1992
IN
WRIT PETITION NO.3953 OF 1991

1. Richard I. Machade

2. Sirajuddin K. Mulani

3. Vijay V. Rane

4. Nirmala T. Rana

5. Kishor I. Patel

All residing at Nirman Vishwas
Co-operative Housing Society
Ltd., Nalla Sopara,
District: Thane. .... Petitioners

- Versus -

1. Smt. Archana A. Karanjkar,
r/at Nirman Vishwas Co-op.
Housing Society Ltd.,
Nalla Sopara,
District: Thane. .... Contemnor

2. Nirman Vishwas Co-operative
Housing Society Ltd.,
Nalla Sopara, Thane District,
through its Chairman.

3. Magan Patil,
Returning Officer, C/o
Nirman Vishwas Co-op.
Housing Society Ltd.,
Nalla Sopara,
Thane District.

4. The State of Maharashtra .... Respondents

Shri V.B. Rajure for the Petitioners.

Shri T.S. Ingle for the Respondent No.2.

Shri A.H. Palekar, Asst. Government
Pleader, for the Respondent No.4-State.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: NOVEMBER 22, 2004

ORAL JUDGMENT:

1. Heard the learned Advocate for the petitioners.

2. The present application for contempt proceedings was filed with the grievance that the undertaking given by the respondent in the Writ Petition No.3953 of 1991 on 1-11-1991 was not complied with in as much as that the charge was not handed over to the newly elected committee. According to the learned Advocate for the petitioners himself, subsequent to November, 1991 three elections were held and consequently the grievance in the petition no more survives and accordingly the complaint is rendered infructuous.

3. The proceedings are, therefore, being rendered as infructuous, stand disposed of. The rule stands discharged.